

11/02/04 7013-67324-01 323988

PATENT  
Attorney Reference Number 7013-67324-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:**

Santosh Misra and William W. Kay

**Application No.** 10/719,623

**Filed:** November 20, 2003

**Confirmation No.** 3643

**For:** TRANSGENIC PLANTS THAT ARE  
RESISTANT TO A BROAD SPECTRUM  
OF PATHOGENS

**Examiner:** David H. Kruse

**Art Unit:** 1638

**Attorney Reference No.** 7013-67324-01

**CERTIFICATE OF MAILING**

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT  
COMMISSIONER FOR PATENTS, P.O. BOX 1450,  
ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney  
for Applicant(s)

Date Mailed November 3, 2004

MAIL STOP AMENDMENT  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

**TRANSMITTAL LETTER**

Enclosed is a Second Preliminary Amendment for the above application. The fee has been calculated as shown below.

CLAIMS AS AMENDED					
For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Total Claims	35	- 20*	= 15	\$9.00	\$135.00
Indep. Claims	6	- 6**	= 0	\$44.00	\$0.00
Mult. Dep. Claims Fee (if not previously paid)				\$150.00	\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$135.00

\* greater of twenty or number for which fee has been paid.

\*\* greater of three or number for which fee has been paid.

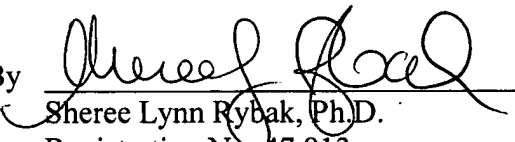
☒ A check in the amount of \$135.00 is attached.

Also enclosed are the following:

- ☒ Sequence Listing:
  - ☒ Computer Readable Copy.
  - ☒ Paper Copy (identical to computer copy), 11 pages.
  - ☒ Statement in compliance with 37 C.F.R. § 1.821 verifying identity of computer-readable and paper copies.
- ☒ Information Disclosure Statement, Form PTO-1449, and copies of the referenced cited.
- ☒ Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By   
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cc: Docketing